

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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UNITED STATES OF AMERICA,

Plaintiff,

v.

PETER THORSON, MANAGED  
INVESTMENTS INCORPORATED,  
CONSTRUCTION MANAGEMENT  
INC., and GERKE EXCAVATING, INC.,

Defendants.  
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ORDER

03-C-74-C

In response to the government's motion to set a new trial date for the Thorson defendants and defendant Thorson's request for a status conference, a status conference was held in this case on July 20, 2004, before United States District Judge Barbara B. Crabb. Leslie Herje and Heidi Luehring appeared on behalf of plaintiff. Jay Carmichael appeared on behalf of Gerke Excavating and Gary Baise and Alexander Bullock appeared on behalf of the Thorson defendants.

After reading the parties' submissions and hearing their arguments, I denied the Thorson defendants' suggestion that the court hold a trial limited to the issues that remain in dispute on the proposed settlement of the Thorson defendants' liability. The trial will go forward on Monday, August 2, 2004, on all aspects of the government's case against the Thorson defendants, except those as to which the parties can reach a stipulation.

The final pretrial submissions are to be filed with the court no later than noon, Friday, July 30, 2004. The case will be tried to the court. However, Mr. Bullock is going to check his files to determine whether a request for a jury was made with respect to any issue in the case and advise the clerk's office promptly if the Thorson defendants wish to ask for a jury trial.

Entered this 20th day of July, 2004.

BY THE COURT:

BARBARA B. CRABB  
District Judge